

STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS, AND PROFESSIONAL LICENSING

Atwood Building
550 West Seventh Ave. Room 1550
Anchorage, AK

BOARD OF NURSING

Board of Nursing Minutes
March 27-28, 2019

By authority of AS 08.01.070(2) and in compliance with the professions of AS 44.62, Article 6, a meeting of the Board of Nursing was held in the Atwood Building 550 W. 7th Ave., Ste. 1550 Anchorage, AK 99501.

Wednesday, March 27, 2019

CALL TO ORDER

Called the meeting to order at 9:00 a.m.

Agenda Item 1

Roll Call

Those present, constituting a quorum were:

- Acting Chair, Voted secretary, and appointed Educator: Joe Lefleur, MSN Ed, RN, Ketchikan
- APRN Member: Wendy Monrad, APRN, RN, Anchorage
- LPN Member: Emily Henry, LPN, Anchorage
- RN Member: Marisha Dieters, APRN, RN, Anchorage
- RN Member: Danette Schloeder, RN Anchorage Participated via Zoom audio
- Public Member: Shannon Connelly, Palmer
- Public Member: Julie Tisdale, Anchorage

Staff present from the Division of Corporations, Business and Professional Licensing:

- Sara Chambers, Director
- Lisa Maroney, Licensing Supervisor
- Beth Farnstrom, Nurse Consultant
- Joan Green, Nurse Consultant
- Greg Francois, Chief Investigator
- Christina Bond, Investigator III -observing

- Billy Homestead, Investigator II - observing

Members of the Public in attendance:

- Carrie Doyle,DNP, Providence Hospital
- Heather Blake, Preceptor Student
- Toni Hackney, DOC
- Lynn VanVactor, ASHNA
- Cheryl Miline,RN, CTA program
- Marsh Bailey, RN, AK Job Corp.
- Misty Johnson, RN, AK Job Corp
-

Agenda Review

On a motion made by Marisha Dieters, seconded by Emily Henry and carried with 7 ayes it was,
RESOLVED that the agenda be accepted.

Ethics Disclosures: Each board member stated they had nothing to report.

Agenda Item 2: Board Training

Sara Chambers, Director

Duties, Powers, Responsibilities, Roles, Ethics, Ex Parte, Open Meetings, Legislative Guidance, Board Finances: The Board received training on all the above topics.

Recess for break at: 10:15 a.m.

Returned from break at:10:29a.m.

Agenda Item 3: Board Training on Investigations done in Executive Session by Investigator Greg Francois

On a motion duly made by Joe Lefleur, seconded by Emily Henry, and carried with 7 ayes, it was
RESOLVED that the Alaska Board of Nursing enter into executive session in accordance with AS 44.62.310(c), and Alaska Constitutional Right to Privacy Provisions, for the purpose of discussing cases and reports by the investigative team. Board staff is to remain during the session.

Entered into Executive Session 11:36 a.m.

The door is locked, only board members and board staff are present.

No action was taken. Executive Session was informational only.

The board returned to the record, out of executive session at 11:45 a.m.

Recess for lunch at: 11:45 a.m.

Returned from lunch at: 1:02 p.m.

Public Testimony

Carrie Doyle-President elect APRN Alliance and Providence Hospital

Lynn VanVactor-ASHNHA Introduced herself to the board

Anna Monahan (per phone) identified preceptors required to be a BSN. She would like the board to consider regulation change to allow for associate degree nurses with a minimum number of years of experience to precept due to a limited number of BSN educated nurses in her location.

Agenda Item 3 continuation: Executive Session

On a motion duly made by Emily Henry, seconded by Wendy Monrad, and carried with 7 ayes, it was **RESOLVED that the Alaska Board of Nursing enter into executive session in accordance with AS 44.62.310(c), and Alaska Constitutional Right to Privacy Provisions, for the purpose of discussing cases, reports by the investigative team. Board staff is to remain during the session.**

Entered into Executive Session 1:13 p.m.

The door is locked, only board members and board staff are present.

The board returned to the record, out of executive session at 2:07 p.m.

No action was taken. Executive Session was informational only.

Recess for break 2:07 p.m.

Returned from break 2:13 p.m.

Agenda Item 4: Career Training Academy-CNA program Provisional Status

Joan Green, Nurse Consultant

Cheryl Milline, RN

Reviewed the pass rate for CTA CNA program and response to provisional status

It was decided to hold on any action regarding the CTA program until the August 2019 meeting when the annual pass rate will be reviewed.

Agenda Item 5: Alaska Job Corp-CNA program

Joan Green, RN, Nurse Consultant

Misty Johnson, RN

Marsha Bailey, RN

Reviewed the pass rate for Alaska Job Corp CNA program and response to provisional status

On a motion made by Marisha Dieters, seconded by Emily Henry and carried with 7 ayes it was **RESOLVED that the Board of Nursing for the State of Alaska approve the CNA training programs at Mat-Su Career & Tech High School Wasilla, Alaska Job Corp-Palmer, King Tech-Anchorage and Alaska CNA program-Anchorage for the next 2 years.**

Agenda Item 6: CNA Program Report / CNA exam pass rates
Report reviewed

Agenda Item 7: Licensing Report
Report reviewed.

Recess for break at: 2:57 p.m.
Returned from break at: 3:15 p.m.

Agenda Item 8: Division Report

Sara Chambers, Director presented the division report. The increase cost per licensee is largely related to investigative cost. Major factors that drive costs are regulations, attorney time, and meetings. The cost of database improvements is an indirect cost and shared among all boards. The difference between direct and indirect costs to the Board was explained.

Agenda Item 9: BON Sunset Report / Sunset Legislation

SB 36 is the sunset legislation. The audit for sunset was completed almost a year ago. Four concerns were identified. Corrective measures are ongoing. Board members may testify in favor of this Bill.

Agenda Item 10: Nominations for Board Positions

Self nominations for: **Chair** Joe Lefleur and Danette Schloeder
for: **Secretary** Emily Henry and Danette Schloeder
Election will be March 28, 2019

Entered into Executive Session at 4:14 p.m.

Executive session

On a motion duly made by Wendy Monrad, seconded by Marisha Dieters, and carried with 7 ayes, it was **RESOLVED** that the Alaska Board of Nursing enter into executive session in accordance with AS 44.62.310(c)(4) for the purpose of discussing matters involving consideration of government records that by law are not subject to public disclosure Board staff is to remain during the session.

The door is locked, only board members and board staff are present.
No action was taken. Executive Session was informational only.

The board returned to the record, out of executive session and adjourned until Thursday at 9 a.m.

Thursday March 28, 2019

CALL TO ORDER

Called the meeting to order at 9:00 a.m.

Roll Call

Those present, constituting a quorum were:

- Acting Chair, Voted secretary, and appointed Educator: Joe Lefleur, MSN Ed, RN, Ketchikan
- APRN Member Wendy Monrad, APRN, RN Anchorage
- LPN Member: Emily Henry, LPN, Anchorage
- RN Member: Marisha Dieters, APRN, RN, Anchorage
- Public Member: Shannon Connelly, Palmer
- Public Member: Julie Tisdale, Anchorage

Staff present from the Division of Corporations, Business and Professional Licensing:

- Lisa Maroney, Licensing Supervisor
- Beth Farnstrom, Nurse Consultant I
- Danielle Curry, Licensing Examiner
- Sara Chambers, Director
- Greg Francois, Chief Investigator
- Sonja Lipker, Senior Investigator III
- Jennifer Summers, Investigator III
- Joel Dolphin, Investigator III
- Christina Bond, Investigator III
- Amber Whaley, Senior Investigator III
- Joel Dolphin, Investigator III
- Shyla Consalo, Investigator III
- Billy Homestead, Investigator II

Members of the Public in attendance:

ALJ-Chris Kennedy

Pamela Locke

Agenda 10: Deliberative Session

On a motion duly made by Shannon Connelly, seconded by Emily Henry, and carried with 6 ayes, it was

RESOLVED that the Alaska Board of Nursing enter into deliberative session under AS 44.62.310(d), solely to consider a proposed consent agreement resulting from a mediation in following adjudicatory proceeding:

In the matter of Kris R. Kile, Board case Number 2015-000407, Office of Administrative Hearings Case Number 18-0735-NUR.

The parties their attorneys, all members of the Board's staff, and all members of the public will be excluded from the deliberative session. The administrative laws judge who served as mediator will be invited to remain with the Board during the deliberative session.

Entered into deliberative Session 9:07 a.m.

The door is locked, only board members and law judge are present.

The board returned to the record, out of deliberative session at 9:50 a.m.

On a motion duly made by Marisha Dieters, seconded by Emily Henry and carried with 5 ayes, it was **RESOLVED that the Alaska Board of Nursing enter into executive session in accordance with AS 44.62.310(c), and Alaska Constitutional Right to Privacy Provisions, for the purpose of discussing cases, reports by the investigative team. Board staff is to remain during the session.**

Let the record reflect that the Board of Nursing moved into executive session at 10:01a.m.

The door is locked, only board members and board staff are present.

Recess for lunch at: 12:15 p.m.

Returned from lunch break at: 1:18 p.m.

The board returned to the record, out of executive session at 3:45 p.m.

On a motion duly made by Wendy Monrad, seconded by Marisha Dieters, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case No. 2015-000407, Kris R. Kile, license numbers NURR20410 and NURU1356, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board.

The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board or without a prior hearing, for a violation of the Consent Agreement in the manner set forth therein.

On a motion duly made by Shannon Connelly, seconded by Wendy Monrad, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska having examined the Application for Initial Licensure of RN License by Endorsement Lisa Thompson pending # 130269 approves the application for licensure.

On a motion duly made by Emily Henry, seconded by Shannon Connelly, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska having examined the RN Reinstatement application for Michael Mohl NURR26584, to approve his application to continue and sit for the NCLEX, pending adoption of a consent agreement with probation conditions apply.

On a motion duly made by Wendy Monrad, seconded by Emily Henry, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska having examined the RN Reinstatement application for Elizabeth Stark NURR9367 chose to deny the application based on Sec. 08.68.270 and 12 AAC 44.770(8)

On a motion duly made by Marisha Dieters, seconded by Emily Henry, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska having examined the CNA Application for Natasha Earvin approves the Application for certification upon passing the CNA EXAM

On a motion duly made by Julie Tisdale, seconded by Emily Henry, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska having examined the CNA Reinstatement case no. 2018-000650 for Katrina Raymond NUAA11176 denies the application based on Sec. 08.68.334 and 12 AAC 44.870 (27)

On a motion duly made by Shannon Connelly, seconded by Emily Henry, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska having examined the RN application for Linda Hunter pending number 135571 approves the application for licensure.

On a motion duly made by Emily Henry, seconded by Julie Tisdale, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska having examined the RN Application for Pamela Locke Case #2019-000273 pending number 137991 has denied based on Sec. 08.68.270 (1)(2)(3) and 12 AAC 44.770(8)

On a motion duly made by Wendy Monrad, seconded by Marisha Dieters, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case No. 2018-000202, Registered Nurse Melissa Dutkiewicz, License #124038, adopts the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement by immediately suspending Melissa Dutkiewicz's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement

On a motion duly made by Marisha Dieters, seconded by Emily Henry, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case No. 2018-000248, Respondent Chelsea M. Shipley, and any subsequent Registered Nurse license issued, adopted the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing. The Division may enforce the Consent Agreement by immediately suspending Respondent's license, without an additional order from the Board of Nursing

or without a prior hearing, for a violation of the Consent Agreement

On a motion duly made by Marisha Dieters, seconded by Emily Henry, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case No. 2018-001413, Certified Nurse Aide Applicant Cherrie Miranda, Certificate #140236, adopts the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement by immediately suspending Cherrie Miranda's certificate, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion duly made by Julie Tisdale, seconded by Emily Henry, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the state of Alaska, having examined the Surrender of Nursing License Case Number 2018-000710, Registered Nurse Dustin Z. Johnson, License #116882, hereby adopts the Surrender of Nursing License in this matter.

This Surrender of License takes effect immediately upon signature of the Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Julie Tisdale, seconded by Emily Henry, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska, having examined the Consent Agreement and Proposed Decision and Order, Case No. 2018-000139, Registered Nurse Naiara Taylor, License #NURR35089, adopts the Consent Agreement and Decision and Order in this matter.

This Consent Agreement takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

The Division may enforce the Consent Agreement by immediately suspending Naira Taylor's license, without an additional order from the Board of Nursing or without a prior hearing, for a violation of the Consent Agreement.

On a motion duly made by Shannon Connelly, seconded by Julie Tisdale, and carried with 5 ayes, it was

RESOLVED that The Board of Nursing for the State of Alaska, having examined the Surrender of License, Registered Nurse License #NURR34081, issued to Tammy Walker, related to activities in Case

No. 2017-001106 & 2018-001067, adopts the Surrender of License in this matter.

This Surrender of License takes effect immediately upon signature of this Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Shannon Connelly, seconded by Emily Henry, and carried with 5 ayes, it was RESOLVED that, having examined the Voluntary Surrender of Nurse Aide Certificate No. NUAA13835, In the matter of Karly S. Norton, Case # 2018-001112, hereby adopts the Voluntary Surrender of the Nurse Aide Certificate and Order in the matter effective immediately.

The Voluntary Surrender of Nurse Aide Certificate and Order take immediate effect upon signature of the Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Emily Henry, seconded by Wendy Moran, and carried with 5 ayes, it was RESOLVED that having examined the Voluntary Surrender of Nurse Aide Certificate No. NUAA8854, In the matter of Mariya Chavez, Case # 2018-001118, hereby adopts the Voluntary Surrender of the Nurse Aide Certificate and Order in the matter effective immediately.

The Voluntary Surrender of Nurse Aide Certificate and Order take immediate effect upon signature of the Order in accordance with the approval of the Board of Nursing.

On a motion duly made by Emily Henry, seconded by Wendy Monrad, and carried with 0 ayes and 5 nays, it was RESOLVED that The Board of Nursing for the State of Alaska having examined the request from Wendy Perkins to lift suspension of her consent agreement adopted in August 2018.

Motion did not carry

On a motion duly made by Wendy Monrad, seconded by Emily Henry, and carried with 5 ayes, it was RESOLVED that The Board of Nursing for the State of Alaska having examined the request from Matt King RN license 126192 to extend his request from the division for CEU Credits until July 31st, 2019.

Board allowed Ms. Locke to address the Chair in relation to the board's decision.

Agenda Item 13: April Board Meeting Topics

Sara Chambers, Division Director discussed briefly some of the topics that will be brought forth at the April meeting: Annual Report, Regulation changes, Scope of Practice, board correspondence. Someone from NCSBN would most likely attend the May meeting to discuss NCL with the new board.

Agenda Item 14: Elections

Results of the election
Joe Lefleur- elected Chair
Emily Henry-elected Secretary

Elected Board Chair Joe Lefleur signed all original orders.

The meeting adjourned at 4:28p.m. until April 17, 2019, in Anchorage.

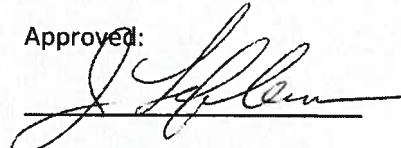
Respectfully submitted,



Lisa Maroney
Licensing Supervisor
Alaska Board of Nursing

Date: 4/25/19

Approved:



Joe Lefleur, Chair
Alaska Board of Nursing